

1 Rachel Krevans (SBN 116421)
rkrevans@mofo.com
2 Wesley E. Overson (SBN 154737)
woverson@mofo.com
3 Diana B. Kruze (SBN 247605)
dkruze@mofo.com
4 John K. Blake, Jr. (SBN 262906)
jblake@mofo.com
5 MORRISON & FOERSTER LLP
425 Market Street
6 San Francisco, CA 94105-2482
Telephone: (415) 268-7000
7 Facsimile: (415) 268-7522

8 Kenneth H. Bridges (SBN 243541)
kbridges@bridgesmav.com
9 Michael T. Pieja (SBN 250351)
mpieja@bridgesmav.com
10 Lawrence Lien (SBN 265851)
llien@bridgesmav.com
11 BRIDGES & MAVRAKAKIS LLP
3000 El Camino Real
12 One Palo Alto Square, 2nd Floor
Palo Alto, CA 94306
13 Telephone: (650) 804-7800
Facsimile: (650) 852-9224

14 Attorneys for Defendant
15 APPLE INC.

James A. Shimota (admitted pro hac vice)
jshimota@bridgesmav.com
Aaron Taggart (SBN 258287)
ataggart@bridgesmav.com
Adam R. Brausa (admitted pro hac vice)
abrausa@bridgesmav.com
BRIDGES & MAVRAKAKIS LLP
180 N. LaSalle, Suite 2215
Chicago, IL 60601
Telephone: (312) 216-1620
Facsimile: (312) 216-1621

John J. Steele (SBN 122872)
john.steele@johnsteelelaw.com
JOHN STEELE, ATTORNEY AT LAW
2225 East Bayshore Road, Suite 200
Palo Alto, CA 94303
Telephone: (650) 320-7662

17 IN THE UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION
20

21 FLATWORLD INTERACTIVES LLC,
22 Plaintiff,
23 v.
24 APPLE INC.,
25 Defendant.

Case No. 3:12-01956-WHO (EDL)

**APPLE'S ADMINISTRATIVE
MOTION FOR LEAVE TO FILE
UNDER SEAL CERTAIN
EXHIBITS TO AND PORTIONS
OF ITS MEMORANDUM IN
SUPPORT OF ITS FIRST
MOTION TO COMPEL**

1 PLEASE TAKE NOTICE that Defendant Apple Inc. ("Apple") hereby respectfully
2 moves, pursuant to L.R. 7-11 and 79-5(d), for leave to file under seal:

- 3 • Exhibits 20-21, 23, and 25-27 to the Declaration of John K. Blake, Jr. in Support
4 of Apple's First Motion to Compel Discovery ("Blake Declaration"); and
- 5 • Portions of its Memorandum in Support of its First Motion to Compel that
6 reference Exhibits 20-21, 23, and 25-27 to the Blake Declaration.

7 Apple submits this motion because

- 8 • Exhibits 20-21, and 23 to the Blake Declaration were designated as Confidential
9 under the Protective Order in this action by FlatWorld; and
- 10 • Exhibits 25-27 to the Blake Declaration were designated as Confidential under the
11 Protective Order in this action by third-party Acacia.

12 Apple does not regard this material as confidential and therefore does not believe that
13 these documents should be filed under seal.

14 As required by Local Civil Rules 7-11 and 79-5(d), Apple will electronically file a
15 redacted version of its Memorandum in Support of its Motion to Amend. Apple will also lodge
16 unredacted versions of the Memorandum and Exhibits 20-21, 23, and 25-27 with the Court.
17 Because Exhibits 20-21, 23, and 25-27 were designated in their entirety as Confidential, Apple is
18 not filing a redacted version of these documents with the Court. Apple will notify third party
19 Acacia of the documents marked confidential pursuant to the protective order in this action by
20 Acacia, so that it may decide whether to file a declaration within four days in support of sealing
21 pursuant to L.R. 79-5(d)(1)(A). If no responsive declaration is filed, the designated material
22 becomes part of the public record.

23
24
25 Dated: October 15, 2013

26 /s/ Rachel Krevans
27 Rachel Krevans (SBN 116421)
28 rkrevans@mofo.com
Wesley E. Overson (SBN 154737)
woverson@mofo.com

1 Diana B. Kruze (SBN 247605)
2 dkruze@mofo.com
3 John K. Blake, Jr. (SBN 262906)
4 jblake@mofo.com
5 MORRISON & FOERSTER LLP
6 425 Market Street
7 San Francisco, CA 94105-2482
8 Telephone: (415) 268-7000
9 Facsimile: (415) 268-7522

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7 kbridges@bridgesmav.com
8 Michael T. Pieja (SBN 250351)
9 mpieja@bridgesmav.com
10 Lawrence Lien (SBN 265851)
11 llen@bridgesmav.com
12 BRIDGES & MAVRAKAKIS LLP
13 3000 El Camino Real
14 One Palo Alto Square, 2nd Floor
15 Palo Alto, CA 94306
16 Telephone: (650) 804-7800
17 Facsimile: (650) 852-9224

13 James A. Shimota (admitted pro hac vice)
14 jshimota@bridgesmav.com
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16 ataggart@bridgesmav.com
17 Adam R. Brausa (admitted pro hac vice)
18 abrausa@bridgesmav.com
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20 180 N. LaSalle, Suite 2215
21 Chicago, IL 60601
22 Telephone: (312) 216-1620
23 Facsimile: (312) 216-1621

19 John J. Steele (SBN 122872)
20 john.steele@johnsteelelaw.com
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23 Palo Alto, CA 94303
24 Telephone: (650) 320-7662

22 Attorneys for Defendant Apple Inc.

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PROOF OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on October 15, 2013, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.1(h). Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

By: /s/ Rachel Krevans
Rachel Krevans